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OMB

Journal - Office of Legislative Counsel
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5. [REDACTED] LEGISLATION Called the House Government Operations Subcommittee on Legislation and National Security to ask if the H. R. 12171 (see Journal Item above) had been cancelled. The cancellation was confirmed; no future date has yet been set. I asked if the hearing would be a combined hearing and mark up; this also was confirmed.

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6. [REDACTED] LEGISLATION Received a call from George Gilbert, OMB, with regard to S. 2787, the "Contract Disputes Act of 1978." Mr. Gilbert indicated that OMB has no objection with our going forward with our views letter to the Senate Governmental Affairs Committee as long as we address it directly to the Committee Chairman and add the OMB proviso at the end. Mr. Gilbert also asked about H. R. 11002, the House version of the "Contract Disputes Act." I told Mr. Gilbert that my review of the bill indicated that the two bills are quite similar and that we would like to send a similar letter to the Judiciary Committee. Mr. Gilbert said OMB would have no objection.

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7. [REDACTED] LEGISLATION Called Bill Funk, House Permanent Select Committee on Intelligence staffer, to make a general inquiry on H. R. 7308, the "Electronic Surveillance" bill. I asked Mr. Funk if he had any feel for whether or not there were any problems with the bill that would come up or in Judiciary Subcommittee on Courts, Civil Liberties and the Administration of Justice. Mr. Funk said the mere fact is indicative of the fact that there are problems. In response to another question Mr. Funk said it was his opinion that in addition to the two days of hearings scheduled for this week (22 and 23 June), another day of hearings is scheduled for next week.

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8. [REDACTED] LIAISON Ed Fritz, GAO, called saying that they were doing a study on the comparison of U. S. national productivity with the productivity of other nations and items of manufacture, etc., in which other countries specialize. He said that he needed unclassified information on what Eastern European countries are doing in this area. I called [REDACTED] NFAC/CSS, and asked if he could have somebody from OER call Mr. Fritz and discuss the matter with him and to come back to us if there was something that we could provide GAO.

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

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1. [REDACTED] LIAISON Per her request, I sent some general information on Zambia which I obtained from the National Basic Intelligence Factbook to Jean O'Neil, in the office of Representative Clarence D. Long (D., Md.). This request was made on behalf of a constituent who is a good friend of the Congressman.

2. [REDACTED] LIAISON Per his request, I sent to Kirk Willison, in the office of Representative Peter H. Kostmayer (D., Pa.), several maps showing Turkey, Cyprus, and surrounding areas.

✓ 3. [REDACTED] LEGISLATION Called Bob Carlstrom, OMB, to find out if he would be attending the H. R. 12171 hearing ("Federal Accounting and Auditing Act of 1978"). His secretary indicated that John Gavin, Justice Department, had just called to say that the hearing in the House Government Operations Subcommittee on Legislation and National Security had been cancelled.

4. [REDACTED] LEGISLATION Called John Gavin, Justice Department, to confirm cancellation of H. R. 12171 hearing (see Journal item above). Mr. Gavin indicated that he had received a call Saturday afternoon saying that the hearing on the bill had been cancelled. I asked Mr. Gavin to make available for us a copy of Justice Department's statement. He said he would have it available for our pick up today. Justice decided not to parrot our views in their statement; they do, however, make mention of the fact that the bill would infringe certain Executive Branch secret operations which, Justice says, even the courts have supported. Mr. Gavin also indicated that Justice makes an "Executive Privilege" argument in its statement and recommends that a system similar to that called for in the intelligence charter legislation (S. 2525) be adopted. Mr. Gavin also said that the statement goes into the subpoena power called for in the bill (H. R. 12171). In closing Mr. Gavin asked that we get back to him if we had any comments on the Justice Department statement.

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39. [] LIAISON Called [] NSA, and alerted him to the release next Tuesday of a 30 page report and transcripts of testimony taken to date by the Senate Select Committee on Ethics concerning its KCIA investigation. I told him that staffer Judy Schneider met with us yesterday and said she had cleared one paragraph of the report with NSA.

[] said he would call Schneider and find out who in NSA cleared the paragraph since he knew nothing about it. He was aware of the information in the report but not that the transcripts were to be released. He expressed concern since a former NSA employee had testified.

40. [] LEGISLATION Spoke with George Gilbert, OMB, concerning our views letters on the following legislation which OMB is holding: S. 2, Sunset legislation, and S. 2827, the Contract Disputes Act. As to the latter, Mr. Gilbert said he would call us on Monday, 19 June. As to the letter on the Sunset legislation, Mr. Gilbert said OMB was withholding clearances on agency reports until OMB itself had decided what it would include in its report to the Congress on this legislation. He said OMB was sending a views letter only to the House side and would continue to "sit on" reports to the Senate. He suggested that, since we had only provided a report to OMB on the Senate bill, we prepare and send forward a letter on the House version of the legislation.

✓ 41. [] LEGISLATION Spoke with Tracey Cole, OMB, and obtained clearance for our views letter on H. R. 8683, the "Foreign Surveillance Protection Act of 1977," with a few changes.

Also, Ms. Cole said she still did not have input from the Department of State concerning the "Science and Technology amendment" to the House version of the Department of State Authorization legislation. As to the proposed Administration position on this legislation which OMB was preparing Ms. Cole said OMB would decide Monday, 19 June, exactly how to proceed and would give us a call.

42. [] LEGISLATION Received a call from Lee Marks, Deputy Legal Adviser, Department of State, who suggested we get together to work out a joint position on our respective proposed views letters on Title IV of H. R. 12240, the intelligence authorization bill. We agreed to be back in touch on Monday, 19 June.

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